IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUO MOTO WRIT PETITION (PIL) NO.2 OF 2005

Dr. Anhita Pandole ..Petitioner.
Vs.
The Municipal Corporation of Greater Bombay
& anr. ..
Respondents.

...

Dr. Anhita Pandole, petitioner in person present.
Ms. P.A. Purandare for the BMC.

...

CORAM : DALVEER BHANDARI, C.J.&
DR.D.Y.CHANDRACHUD, J.

April 20, 2005

P.C. :

Dr.Anhita Pandole has written a letter to this Court which was treated as a writ petition, in which she has mentioned that the footpath along the Oval Maidan, opposite this Court was a majestic footpath bordering a Grade I Heritage public open space. She mentioned that large trees on both sides of the road made the same a picturesque avenue and a significant part of this broad footpath was being used as a 'pay and park' for vehicles. She also mentioned in the letter that while carrying out excavation of the footpath, instead of taking care to preserve the large trees which have stood on the footpath for years, the Corporation has severely

damaged the roots of such trees, seriously prejudicing the stability of such trees. The damage to the roots of the tree may destroy the tree.

This Court issued a show cause notice and in pursuance to this Court directions, otlas around the trees have been provided to safeguard the trees. The Petitioner has visited the said place after otlas have been constructed around the trees on Court's direction. She is now satisfied that all trees have been properly protected and now she does not want to pursue this petition.

We place on record our appreciation due to the petitioner for bringing an important cause to the notice of the Court. By her intervention, many old tress have been saved. No further directions are necessary. The petition is accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.